



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Dana Alexa Totir et al. Art Unit : 1745
Serial No. : 10/800,905 Examiner : Raymond Alejandro
Filed : March 15, 2004 Conf. No. : 1479
Title : NON-AQUEOUS ELECTROCHEMICAL CELLS

Mail Stop Amendment

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

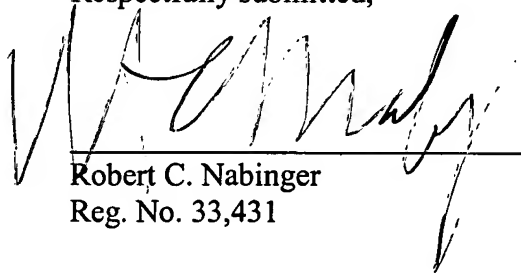
RESPONSE TO RESTRICTION REQUIREMENT

Applicants elect the Group I claims (1-46), without traverse.

Applicants also elect species 2 (first and second salts, and Al-surface) with traverse. The Examiner contends that "no claim appears to be generic for species 1-5." Applicants disagree. Claim 1 requires an electrolyte containing a specific salt and an aluminum surface. The phrase "electrolyte containing" used in introducing the salt is open ended. Focusing on the elected species 2, claim 1 is generic for the species and covers a battery including an electrolyte containing both the specific salt recited in claim 1 and a second salt. Applicants believe that at least claims 1-28 and 31-46 encompass the elected species.

Please apply any charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,



Robert C. Nabinger
Reg. No. 33,431

Date: March 13, 2007

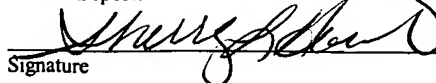
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